



O Practitioner's Docket No. 57471/03-454

**PATENT**

JAN 19 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Nally et al.  
Application No.: 10/628,864  
Confirmation No.: 3817  
Filed: 07/28/2003  
For: LIGHTED HEADGEAR WITH MOTION ACTIVATED SWITCH  
Group No.: 2875  
Examiner: Ton, Anabel

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
BEFORE MAILING DATE OF EITHER A FINAL ACTION  
OR NOTICE OF ALLOWANCE (37 C.F.R. SECTION 1.97(c))**

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 17, 2006

**FACSIMILE**

transmitted by facsimile to the Patent and Trademark Office (703) \_\_\_\_\_.

**Signature**

**Amy C. Walker**  
(type or print name of person certifying)

(Transmittal of Information Disclosure Statement Before Mailing Date of Final Action or Notice of Allowance--page 1 of 3)

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## TIME OF TRANSMITTAL OF ACCOMPANYING SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:
  - (1) a final action under Section 1.113 or
  - (2) a notice of allowance under Section 1.311,whichever occurs first.

### STATEMENT OR FEE

2. Accompanying this transmittal is  
*(check either A or B below)*

A.  a statement as specified in 37 C.F.R. Section 1.97(e).

OR

B.  the fee set forth in 37 C.F.R. Section 1.17(p) for submission of a Supplemental Information Disclosure Statement under Section 1.97(c). (\$180.00).

### FEE PAYMENT

*(complete this item, if applicable)*

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. Section 1.17(p) for submission of a Supplemental Information Disclosure Statement under Section 1.97(c) (\$180.00). Fee Code 1806.

Fee due \$ 180.00

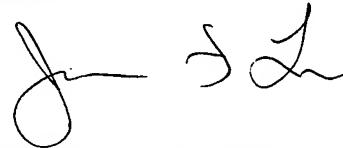
## METHOD OF PAYMENT OF FEE

4.

Attached is Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
 Charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
 A duplicate of this request is attached.  
  
 Charge Credit Card in the amount of \$180.00.  
 Credit Card Payment Form (PTO-2038) is attached.  
 A duplicate of this request is attached.

If additional fees are due, please charge USPTO Deposit Account No. 06-0540. Likewise instructions are given to credit this account any overpayments or refunds.

Respectfully submitted,



**SIGNATURE OF PRACTITIONER**

1-17-06  
**DATE**

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PATENT  
Attorney Docket No.: 57471/03-454  
FORM 1449  
Page 1 of 3

<b>FORM PTO-1449 (Modified)</b>  <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	Attorney Docket No.: 57471/03-454
	Applicant(s): Nally et al.
	Title: LIGHTED HEADGEAR WITH MOTION ACTIVATED SWITCH
	Serial No.: 10/628,864      Filing Date: 07/28/2003
	Group: 2875      Examiner: Ton, Anabel

### U.S. PATENT DOCUMENTS

Examiner Initials		Document No.	Date	Name	Class	Subclass
	AA	2002/0145865	10/10/2002	Gregg	362	106
	AB	4,231,079	10/28/1980	Heminover	362	106
	AC	4,400,591	08/23/1983	Jennings et al.	179	156
	AD	4,648,131	03/03/1987	Kawaguchi et al.	455	606
	AE	4,782,536	11/08/1988	Stricklin et al.	2	414
	AF	4,817,212	04/04/1989	Benoit	2	209
	AG	4,891,736	01/02/1990	Gouda	362	105
	AH	4,901,211	02/13/1990	Shen	362	106
	AI	4,945,458	07/31/1990	Batts et al.	362	106
	AJ	4,956,752	09/11/1990	Foglietti	362	72
	AK	5,147,129	09/15/1992	Ku	362	106
	AM	5,281,960	01/25/1994	Dwyer, III	345	31
	AN	5,357,409	10/18/1994	Glatt	362	105

PATENT  
 Attorney Docket No.: 57471/03-454  
 FORM 1449  
 Page 2 of 3

Examiner Initials		Document No.	Date	Name	Class	Subclass
	AO	5,416,675	05/16/1995	DeBeaux	362	106
	AP	5,544,027	08/06/1996	Orsano	362	105
	AQ	5,564,128	10/15/1996	Richardson	2	422
	AR	5,570,946	11/05/1996	Chien	362	84
	AS	5,743,621	04/28/1998	Mantha et al.	362	105
	AT	5,758,947	06/02/1998	Glatt	362	105
	AU	5,784,724	07/28/1998	Liang	2	424
	AV	6,159,324	12/12/2000	Watters et al.	156	242
	AW	6,406,168	06/18/2002	Whiting	362	473

**FOREIGN PATENT DOCUMENTS**

Examiner Initials		Document No.	Date	Name (Inventors)	Class	<u>Translation</u> Yes / No
	AX					

**OTHER ART**

Examiner Initial		(Including Author, <u>Title</u> , Date, <u>Location</u> , Pertinent Pages, Etc.)
	AY	

EXAMINER	DATE CONSIDERED

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance. Include copy of this form with next communication to applicant.

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